

To: Devine, Lee A CIV USARMY CELRL (US)[Lee.Anne.Devine@usace.army.mil]
Cc: Ricketts, Michael S CIV USARMY CELRL (US)[Michael.S.Ricketts@usace.army.mil]
From: Melgin, Wendy
Sent: Fri 3/10/2017 4:23:54 PM
Subject: RE: Seven Hills Scheduling Questions

Thanks Lee Anne. We talked with Bill Ainslie in our Region 4 office who developed that model and he was confident that it would apply and could help with assessment for Seven Hills. However, it is just a recommendation for discussion since they always bring up that they don't know what methodology to use. And happy to have William participate.

-----Original Message-----

From: Devine, Lee A CIV USARMY CELRL (US) [mailto:Lee.Anne.Devine@usace.army.mil]
Sent: Friday, March 10, 2017 10:10 AM
To: Melgin, Wendy <melgin.wendy@epa.gov>
Cc: Ricketts, Michael S CIV USARMY CELRL (US) <Michael.S.Ricketts@usace.army.mil>
Subject: RE: Seven Hills Scheduling Questions

Wendy

I am a little concerned about you all recommending to Peabody to use the HGM tool--Western KY Low Gradient Riverine Wetland model. As far as I know, it has not been calibrated for any part of Indiana which would obviously need to be done before we could accept the results. Second this HGM model was developed for second, third and fourth order streams only. I do not believe that would include Pigeon Creek.

Of course the timeline does not fit with our Commander's requirement to have issues resolved to his satisfaction or submittal of potential consultants to assist with the EIS by May 9th or the application will be withdrawn. I would recommend to Peabody to withdraw their application and reapply once they have all their information in order.

I have invited William James to participate in the VTC. He will be here in Louisville with Mike Ricketts and I.

Lee Anne

-----Original Message-----

From: Melgin, Wendy [mailto:melgin.wendy@epa.gov]
Sent: Wednesday, March 08, 2017 8:24 AM
To: Devine, Lee A CIV USARMY CELRL (US) <Lee.Anne.Devine@usace.army.mil>
Subject: [EXTERNAL] RE: Seven Hills Scheduling Questions

Hi Lee Anne, Good question. They did request the meeting but also made it clear they were disappointed because they thought they had things worked out with Greg Peck at EPA HQ. We shared some points with George on assessment methodologies and mitigation and HQ put them into a paper. Not sure if they wanted me to put it out but I'm attaching it so you know what we're recommending. My addition of stressing that all EPA is offering are recommendations because final decision lies with you did not make it into paper. You'll notice that the EIS does not come up but they framed it as a path forward to resolving our concerns, not that they have been resolved yet. Let me know what you think.

That's fine with the opening statement.

-----Original Message-----

From: Devine, Lee A CIV USARMY CELRL (US) [mailto:Lee.Anne.Devine@usace.army.mil]
Sent: Wednesday, March 08, 2017 6:24 AM
To: Melgin, Wendy <melgin.wendy@epa.gov>

Subject: RE: Seven Hills Scheduling Questions

Wendy

Just curious - I thought they - Peabody - were requesting the meeting. Why are you putting an agenda together?

I would say the Corps does not want to make any opening remarks since we did not request the meeting. It feels inappropriate to me. I will clarify any points in the letter or where the Corps "stands" on the need for an EIS during the meeting if need be.

I would not count on our COL being part of the meeting. Although, I will check with his admin person today about his calendar and if there is any open time the afternoon of the 16th that he might be able to stop in. However, I am unsure right now whether he will be in the District Office or not.

Lee Anne

-----Original Message-----

From: Melgin, Wendy [mailto:melgin.wendy@epa.gov]

Sent: Tuesday, March 07, 2017 4:46 PM

To: Devine, Lee A CIV USARMY CELRL (US) <Lee.Anne.Devine@usace.army.mil>

Subject: [EXTERNAL] RE: Seven Hills Scheduling Questions

Lee Anne, we are putting an agenda together and want to know if the Colonel or you would want to make an opening statement? Once we get a draft together we will send it to you and FWS but since this is the Corps process (!), I wanted to offer the opportunity. It would be nice to clarify the letter from the Colonel and what was meant about the May 9 deadline. Let me know. Thanks.

-----Original Message-----

From: Devine, Lee A CIV USARMY CELRL (US) [mailto:Lee.Anne.Devine@usace.army.mil]

Sent: Tuesday, March 07, 2017 6:05 AM

To: Melgin, Wendy <melgin.wendy@epa.gov>

Cc: Pruitt, Scott <scott_pruitt@fws.gov>; Swenson, Peter <swenson.peter@epa.gov>

Subject: RE: Seven Hills Scheduling Questions

Wendy

The morning of the 16th is not good for me because of other meetings I have and why I could not be there in Chicago that day. However, anytime in the afternoon is good for me. I will need to know though soon so I can coordinate the video conferencing. We only have that capability in a few places.

The 23rd is ok.

Lee Anne

-----Original Message-----

From: Melgin, Wendy [mailto:melgin.wendy@epa.gov]

Sent: Monday, March 06, 2017 6:01 PM

To: Devine, Lee A CIV USARMY CELRL (US) <Lee.Anne.Devine@usace.army.mil>

Cc: Pruitt, Scott <scott_pruitt@fws.gov>; Swenson, Peter <swenson.peter@epa.gov>

Subject: [EXTERNAL] FW: Seven Hills Scheduling Questions

Hi Lee Anne, just checking again if you can meet by video conference on March 16. And Scott, I understand you can travel to the Region either on March 16 or 23. We have not yet received a response from Peabody so just confirming your availability so we can try and ask them again. Thanks.

From: Korleski, Christopher
Sent: Monday, March 06, 2017 4:55 PM
To: Martinez, Isidra <Martinez.Isidra@epa.gov>; Williams, Felicia <Williams.Felicia@epa.gov>; Swenson, Peter <swenson.peter@epa.gov>; Melgin, Wendy <melgin.wendy@epa.gov>
Subject: Seven Hills Scheduling Questions

Peter and Wendy:

* Is the ACOE available anytime on the 16th to participate via video?

Isidra and Felicia:

* Does Bob have two hours anytime on 3/16 for a meeting with Seven Hills?

Thanks!

Chris Korleski

Director, Water Division, Region 5

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